

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA**

IN RE:

**Chapter 13
Case No.**

O R D E R

This matter came upon the confirmation hearing on debtor(s)' proposed Chapter 13 plan and any objections thereto and the trustee's motion to dismiss or convert. It appearing to the court that the debtor(s)' plan is not ready for confirmation, it is hereby

O R D E R E D:

1. The hearing on the confirmation of debtor(s)' proposed Chapter 13 plan and any objections thereto and the trustee's motion to dismiss are:

_____ (a) **CONTINUED** to _____ at _____.

_____ (b) **CONTINUED** to the same date and time as any hearing on the modified plan to be filed as required in paragraph 6 below.

2. _____ This continuance is conditioned upon the debtor(s) keeping their plan payments current. Failure to do so results in dismissal on the continued hearing date or automatic dismissal without further notice or hearing twenty (20) days after the trustee's certification that plan payments are delinquent unless the debtor files a timely response to the certification.
3. _____ The debtor(s) shall have until _____ to bring plan payments current, otherwise, the case will be dismissed at the continued hearing date or will be automatically dismissed twenty (20) days after the trustee's certification that plan payments are delinquent unless the debtor timely files a response to the certification.
4. _____ The hearing on confirmation, and any objections thereto, and the trustee's motion to dismiss/convert are continued to _____ at _____ at which time all the conditions

marked with an "X" on the attached Exhibit A must have either been accomplished or the case will be dismissed on the continued hearing date without further notice or hearing.

5. _____ Confirmation of the debtor(s)' existing Chapter 13 plan is **DENIED**.
6. _____ The debtor(s) shall have until _____ to file a modified plan, upon failure to do so, or to timely request an extension of time within which to do so, this case shall be dismissed without further notice or hearing.
7. _____ If the debtor(s) are current in plan payments, and no objections to the modified plan have been filed, and the trustee is prepared to recommend confirmation, appearance of debtor(s) and counsel at the confirmation hearing on the modified plan is not required.
8. _____ Should the trustee be prepared to recommend confirmation, she/he may submit a confirmation order for entry prior to the continued hearing.
9. _____ This case is set for a status hearing on _____ at _____.
10. _____ Other provisions: _____

Debtor(s)' counsel shall mail a copy of this order to the Chapter 13 trustee and all creditors or their counsel who have filed objections, a motion to dismiss or convert, or an unresolved motion for relief from the automatic stay.

Entered:

U. S. Bankruptcy Judge

We consent:

Chapter 13 Trustee

Debtor's counsel

EXHIBIT A TO ORDER OF CONTINUANCE

(Version #7, 01/13/06)

- ____ 1. Debtor(s) are to be current in plan payments as of the adjourned hearing date and to make regular and timely plan payments in the interim.

(All of the following items which are marked with an "X" are to be accomplished by the Debtor(s) or received by the Trustee at least ten (10) calendar days prior to the adjourned hearing date unless otherwise noted below or otherwise noted on Exhibit A of the Initial (or Supplemental) Trustee's Report and Objections Following Meeting of Creditors and Notice to Dismiss or Convert Case ["the Trustee's Report"])

- ____ 2. The following documents are to be provided to the Trustee: _____

- ____ 3. The following amendments to the Plan are to be made: _____

- ____ 4. Any amended plan is to be properly filed and noticed so that it can be heard on the adjourned hearing date.

- ____ 5. The following motions are to be properly filed and noticed so that they can be heard on the adjourned hearing date: _____

- ____ 6. The following objections or matters are to be resolved prior to the adjourned hearing date or Counsel is to be prepared to argue them on that date, and the Trustee is to be notified as to the status of these matters at least five calendar days prior to that date:

- ____ 7. All items set forth on Exhibit A to the Trustee's Report to be completed and received by the Trustee.

- ____ 8. Other: _____

